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OCT 06 2008

Rev 07/06

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application :  
 Application No. : 10/538,531  
 Filed : November 30, 2005  
 Confirmation No. : 4249  
 For : CHOLESTEROL-LOWERING PREPARATION, FOOD  
 SUPPLEMENT AND FOODSTUFF, AND METHODS FOR  
 PREPARING SAME  
 Examiner : Oluwatosin A. Ogunbiyi  
 Attorney's Docket : VER-191XX

TC Art Unit: 1645

\*\*\*\*\*  
 I hereby certify that this correspondence is being sent via  
 facsimile to Examiner Oluwatosin A. Ogunbiyi, TC Art Unit 1645,  
 Fax No. (571) 273 8300, on 10-6-8.

By: 

Charles L. Gagnebin III  
 Registration No. 25,467  
 Attorney for Applicant(s)

\*\*\*\*\*

REQUEST FOR CONTINUED EXAMINATION (RCE)  
UNDER 37 C.F.R. §1.114

VIA FACSIMILE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination of the above-  
 identified application. Authorization is provided herewith to  
 charge Deposit Account No. 23-0804 for the cost of same (\$810.00)  
 per §1.17(e).

10/07/2008 VBUI11 00000035 230804 10538531

01 FC:1801 810.00 DA

- 1 -

WEINGARTEN, SCHURGIN,  
 GAGNEBIN & LEBOVICI LLP  
 TEL (617) 542-2290  
 FAX (617) 451-0313

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- ☒ Enter the unentered amendment previously filed on  
September 8, 2008 per \$1.116.

Transmitted herewith are the following:

- ☐ Amendment/Reply
- ☐ Affidavit/Declaration
- ☐ Information Disclosure Statement
- ☒ A Petition for Extension of Time for one month is  
hereby made, under provisions of \$1.136(a);  
authorization is provided herewith to charge Deposit  
Account No. 23-0804 in the amount of \$130.00 for the  
cost of same.
- ☒ In the event a Petition for Extension of Time is  
required by this paper and not otherwise provided, such  
Petition is hereby made and authorization is provided  
herewith to charge Deposit Account No. 23-0804 for the  
cost of such extension.
- ☐ Other: \_\_\_\_\_

10/07/2008 VBUI11 00000035 230804 10538531  
02 FC:1251 130.00 DA

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Confirmation No.: 4249

REMARKS

The Examiner is encouraged to telephone the undersigned attorney to discuss any matter that would expedite allowance of the present application.

Respectfully submitted,

JOSEPHUS JAN EMEIS ET AL.

By: 

Charles L. Gagnebin III  
Registration No. 25,467  
Attorney for Applicant(s)

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CLG/mrb

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